

106TH CONGRESS
2D SESSION

H. R. 3657

IN THE SENATE OF THE UNITED STATES

SEPTEMBER 13, 2000

Received; read twice and referred to the Committee on Energy and Natural
Resources

AN ACT

To provide for the conveyance of a small parcel of public domain land in the San Bernardino National Forest in the State of California, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. LAND CONVEYANCE AND SETTLEMENT, SAN**
2 **BERNARDINO NATIONAL FOREST, CALI-**
3 **FORNIA.**

4 (a) CONVEYANCE REQUIRED.—Subject to valid exist-
5 ing rights and settlement of claims as provided in this sec-
6 tion, the Secretary of Agriculture shall convey to KATY
7 101.3 FM (in this section referred to as “KATY”) all
8 right, title and interest of the United States in and to a
9 parcel of real property consisting of approximately 1.06
10 acres within the San Bernardino National Forest in River-
11 side County, California, generally located in the north ½
12 of section 23, township 5 south, range 2 east, San
13 Bernardino meridian.

14 (b) LEGAL DESCRIPTION.—The Secretary and
15 KATY shall, by mutual agreement, prepare the legal de-
16 scription of the parcel of real property to be conveyed
17 under subsection (a), which is generally depicted as Ex-
18 hibit A–2 in an appraisal report of the subject property
19 dated August 26, 1999, by Paul H. Meiling.

20 (c) CONSIDERATION.—Consideration for the convey-
21 ance under subsection (a) shall be equal to the appraised
22 fair market value of the parcel to be conveyed. Any ap-
23 praisal to determine the fair market value of the parcel
24 shall be prepared in conformity with the Uniform Ap-
25 praisal Standards for Federal Land Acquisitions and ap-
26 proved by the Secretary.

1 (d) SETTLEMENT.—In addition to the consideration
2 referred to in subsection (c), upon the receipt of \$16,600
3 paid by KATY to the Secretary, the Secretary shall release
4 KATY from any and all claims of the United States arising
5 from the occupancy and use of the San Bernardino
6 National Forest by KATY for communication site purposes.
7

8 (e) ACCESS REQUIREMENTS.—Notwithstanding section
9 1323(a) of the Alaska National Interest Lands Conservation
10 Act (16 U.S.C. 3210(a)) or any other law, the
11 Secretary is not required to provide access over National
12 Forest System lands to the parcel of real property conveyed
13 under subsection (a).

14 (f) ADMINISTRATIVE COSTS.—Any costs associated
15 with the creation of a subdivided parcel, recordation of a
16 survey, zoning, and planning approval, and similar expenses
17 with respect to the conveyance under this section,
18 shall be borne by KATY.

19 (g) ASSUMPTION OF LIABILITY.—By acceptance of
20 the conveyance of the parcel referred to in subsection (a),
21 KATY, and its successors and assigns, will indemnify and
22 hold harmless the United States for any and all liability
23 to General Telephone and Electronics Corporation (also
24 known as “GTE”), KATY, and any third party that is
25 associated with the parcel, including liability for any build-

1 ings or personal property on the parcel belonging to GTE
2 and any other third parties.

3 (h) TREATMENT OF RECEIPTS.—All funds received
4 pursuant to this section shall be deposited in the fund es-
5 tablished under Public Law 90–171 (16 U.S.C. 484a;
6 commonly known as the Sisk Act), and the funds shall
7 remain available to the Secretary, until expended, for the
8 acquisition of lands, waters, and interests in land for the
9 inclusion in the San Bernardino National Forest.

Passed the House of Representatives September 12,
2000.

Attest:

JEFF TRANDAHL,

Clerk.